

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CR. NO. 1:16-CR-49
	:	
v.	:	
	:	(JUDGE RAMBO)
EVAN MATTHEW LAWBAUGH,	:	
	:	
Defendant.	:	

S U P E R S E D I N G   I N D I C T M E N T

THE GRAND JURY CHARGES THAT:

COUNT 1  
(Sexual Exploitation of a Child)

**FILED**  
HARRISBURG, PA

MAR 16 2016

MARIA E. ELKINS, CLERK  
Per VE

On or about December 2015, in Franklin County, within the Middle  
District of Pennsylvania, the defendant,

**EVAN MATTHEW LAWBAUGH,**

did knowingly use J.H., a male infant, to engage in sexually explicit  
conduct for the purpose of transmitting any live visual depiction of such  
conduct, knowing and having reason to know that such visual depiction  
would be transmitted using any means and facility of interstate and  
foreign commerce, knowing and having reason to know that such visual  
depiction would be transmitted in and affecting interstate and foreign  
commerce, using materials that have been mailed, shipped, and

transported in and affecting interstate and foreign commerce by any means, including by computer, the visual depiction was transmitted using any means and facility of interstate and foreign commerce and the visual depiction was transmitted in and affecting interstate and foreign commerce.

All in violation of Title 18, United States Code, Section 2251(a).

**COUNT 2**  
(Sexual Exploitation of a Child)

On or about December 30, 2011, in Franklin County, within the Middle District of Pennsylvania, the defendant,

**EVAN MATTHEW LAWBAUGH,**

did knowingly use M.H., a minor female under twelve years of age, to engage in sexually explicit conduct for the purpose of transmitting any live visual depiction of such conduct, using materials that have been mailed, shipped, and transported in and affecting interstate and foreign commerce.

All in violation of Title 18, United States Code, Section 2251(a).

**COUNT 3**

(Sexual Exploitation of a Child)

On or about April 3, 2012, in Franklin County, within the Middle District of Pennsylvania, the defendant,

**EVAN MATTHEW LAWBAUGH,**

did knowingly use M.H., a minor female under twelve years of age, to engage in sexually explicit conduct for the purpose of transmitting any live visual depiction of such conduct, using materials that have been mailed, shipped, and transported in and affecting interstate and foreign commerce.

All in violation of Title 18, United States Code, Section 2251(a).

**COUNT 4**

(Distribution of Images containing  
the Sexual Exploitation of a Child)

On or about December 29, 2015, in Franklin County, within the Middle District of Pennsylvania, the defendant,

**EVAN MATTHEW LAWBAUGH,**

knowingly distributed any child pornography, as defined in Title 18,

United States Code, Section 2256(8)(A), that has been shipped or transported in or affecting interstate or foreign commerce by any means, including by computer.

All in violation of Title 18, United States Code, Section 2252A(a)(2) and (b).

**COUNT 5**

(Possession of Images containing  
the Sexual Exploitation Children)

On or about February 19, 2016, in Franklin County, within the Middle District of Pennsylvania, the defendant,

**EVAN MATTHEW LAWBAUGH,**

did knowingly possess child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that involved a prepubescent minors and which had been shipped or transported in or affecting interstate or foreign commerce by any means, including by computer.

All in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

A TRUE BILL

PETER J. SMITH  
United States Attorney



Foreperson



DARYL F. BLOOM  
Assistant United States Attorney

3-16-2016

Date